



## **603.02 Marchman Act Release Procedures**

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### **603.02-1 Policy**

It is the policy of Hendry County Sheriff's Office to ensure the safety of incapacitated citizens taken into protective custody under the auspices of F.S. Chapter 397 (Marchman Act). The following procedures are not intended to circumvent any treatment policy, but to recognize the lack of adequate facilities to provide housing accommodations for Marchman Acts for seventy-two (72) hours.

### **603.02-2 Release Procedures**

- I. The following procedures shall be followed to determine the time of release for Marchman Acts:
  - A. All Marchman Acts will be held in custody for a minimum of ten hours. Individuals detained under the Marchman Act may be held in protective custody for up to 72 hours.
  - B. Once the ten hour period has passed, the subject will be asked if he/she wishes to be transferred to detox for screening and possible placement. If the subject responds in the affirmative:
    1. A Booking Deputy will contact **S.W.F.A.S at (239) 332-6869** and advise them that we have a Marchman Act that is requesting Detox.
    2. The subject will then be given a preliminary telephone assessment.
    3. If the subject qualifies and a bed is available the subject will then be transported to S.W.F.A.S. by jail staff.
  - C. All Marchman Acts declining screening by the S.W.F.A.S will be released.
- II. Return of property and funds shall be the same as those established in Section 603.01.
- III. Shift Supervisors shall authorize release or transfer to Detox.

### **REFERENCES**

State/Federal Regulations:  
Florida Model Jail Standards  
Ch. 397, Fla. Stat.

FCAC:  
N/A



PREA:

N/A

Forms:

N/A

Other Policy/ Procedure References:

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